



FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF GENERAL COUNSEL

DOCKET FILE COPY ORIGINAL *Memorandum*

TO: Director, Reference Information Center
Chief, Wireless Telecommunications Bureau

FROM:  Daniel M. Armstrong
Associate General Counsel

SUBJECT: *CTIA – The Wireless Association v. FCC & USA*, No. 05-1008. Filing of a Petition for Review in the United States Court of Appeals for the District of Columbia Circuit.

DATE: January 24, 2005

This is to advise you that, on January 7, 2005, CTIA – The Wireless Association (“CTIA”) filed a Petition for Review in the U.S. Court of Appeals for the D.C. Circuit, pursuant to 47 U.S.C. 402(a), of the following order: *Nationwide Programmatic Agreement Regarding the Section 106 National Historic Preservation Act Review Process*, Report and Order, WT Docket No. 03-128, FCC 04-222 (rel. Oct. 5, 2004).

CTIA challenges the above-referenced order adopting revisions to the agency’s rules to implement a Nationwide Programmatic Agreement involving procedures for review of certain FCC undertakings for communications facilities under Section 106 of the National Historic Preservation Act.

The Court has docketed this case as No. 05-1008. The attorney assigned to handle the litigation of this case is C. Grey Pash, Jr.